

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

LEANNA MARTIN, )  
 )  
 Plaintiff, ) 8:10CV372  
 )  
 v. )  
 )  
 SWANSON, Omaha Police Officers, and ) **MEMORANDUM**  
 ACHERSON, Omaha Police Officers, ) **AND ORDER**  
 )  
 Defendants. )  
 )

This matter is before the court on its own motion. On October 15, 2010, the court entered a Memorandum and Order provisionally filing this matter but requiring Plaintiff to either file a motion for leave to proceed in forma pauperis or pay the \$350.00 filing fee no later than November 15, 2010. (Filing No. [5](#).) The court warned Plaintiff that failure to comply with its Memorandum and Order would result in dismissal of this matter without further notice. (*Id.*) Plaintiff has not paid the \$350.00 filing fee or filed any other response to the court's previous Memorandum and Order.

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice for failure to pay the court's filing fee and for failure to comply with a court order.
2. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 19<sup>th</sup> day of November, 2010.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge